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19 **Attorneys for Defendant**
20 **W. SCOTT HARKONEN**

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,
Plaintiff,
v.
W. SCOTT HARKONEN,
Defendant.

) Case No. CR 08-0164 MHP

)
) **STIPULATION AND [PROPOSED]**
) **ORDER EXTENDING TIME TO FILE**
) **SENTENCING MEMORANDA**

) Date: November 15, 2010
) Time: 10:00 AM
) Place: Courtroom 15, 18th Floor
) Judge: Hon. Marilyn Hall Patel
)
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)

STIPULATION

WHEREAS, the Court previously set Monday, October 25, 2010 as the date for the United States and Defendant W. Scott Harkonen to file sentencing memoranda in this matter;

WHEREAS, the trial record in this matter is voluminous, with over 180 exhibits and 22 volumes of trial transcripts;

WHEREAS, Sidley Austin LLP ("Sidley") was recently retained by Scott Harkonen to represent him as to sentencing in this matter;

WHEREAS, the parties have worked, and are continuing to work, diligently in preparing sentencing memoranda that will best assist the Court in fashioning an appropriate sentence for Scott Harkonen;

WHEREAS, Sidley has requested an extension of time until Thursday, October 28, 2010 at 12:00 noon PT, to ensure that Scott Harkonen's sentencing memoranda will most effectively assist the Court;

WHEREAS, the United States and Scott Harkonen have agreed, with approval of the Court, to extend the time to file simultaneously their respective sentencing memoranda until October 28, 2010 at 12:00 p.m. PT;

THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, subject to approval of the Court, that the parties' Sentencing Memoranda will be filed on the Court's ECF system by October 28, 2010 at 12:00 p.m PT.

Dated: October 25, 2010

SIDLEY AUSTIN LLP

By: /s/ Mark E. Haddad

Mark E. Haddad

Attorneys for Defendant
W. SCOTT HARKONEN

1 Dated: October 25, 2010

BRIAN J. STRETCH
Acting United States Attorney

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4 By: /s/ Kyle Waldinger
Kyle Waldinger
5 Assistant United States Attorney
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7 **SIGNATURE ATTESTATION**

8 I am the ECF User whose identification and password are being used to file the
9 foregoing Stipulation and [Proposed] Scheduling Order. In compliance with General Order 45.X.B.,
10 I hereby attest that the other signatory has concurred in this filing.
11

12 Dated: October 25, 2010

SIDLEY AUSTIN LLP

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14 By: /s/ Mark E. Haddad
Mark E. Haddad

15 Attorneys for Defendant
16 W. SCOTT HARKONEN
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[PROPOSED] ORDER

Upon stipulation of the parties, and good cause appearing, the parties' shall file sentencing memoranda in this matter on the Court's ECF system by October 28, 2010 at 12:00 p.m.

IT IS SO ORDERED.

Dated: October 26, 2010

